

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Robert C Wiar v M&M Graphic Services Inc**
Docket No. **260225**
L.C. No. **2004-061431-CZ**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal from the December 23, 2004 order granting summary disposition in defendants' favor is DISMISSED for lack of jurisdiction seeing as the counterclaim is still pending. MCR 2.604(A), 7.202(6)(a)(i), and 7.203(A)(1). If appellants want to immediately challenge this interlocutory order, they must file a delayed application for leave to appeal under MCR 7.205. See MCR 7.203(B)(1).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 28 2005

Date

Sandra Schultz Mengel
Chief Clerk